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15 **UNITED STATES DISTRICT COURT**
16 **SOUTHERN DISTRICT OF CALIFORNIA**

17 SHYRIA HENDERSON, on behalf of
18 herself and all others similarly situated,

19 Plaintiff,

20 vs.

21 UNITED STUDENT AID FUNDS, INC.
22 D/B/A USA FUNDS et al.,

23 Defendants.

24 CASE NO. 3:13-cv-1845-JLS-BLM
25 CLASS ACTION

26 **DECLARATION OF ALEXIS M.**
27 **WOOD IN SUPPORT OF JOINT**
28 **MOTION TO AMEND THE**
29 **AMENDED CASE MANAGEMENT**
30 **CONFERENCE ORDER (DKT. NO.**
31 **124)**

32 Hon. Magistrate Barbara L. Major

1 I, Alexis M. Wood, declare:

2 1. I am a member in good standing of the State Bar of California, and the
 3 United States District Court for the Southern District of California. I am an associate at
 4 the Law Offices of Ronald A. Marron. I, along with my co-counsel, represent plaintiff
 5 Shyriaa Henderson (“Plaintiff”) in the above-captioned action. I have personal
 6 knowledge of the facts stated herein, and, if called on to do so, could and would testify
 7 competently thereto. I make this Declaration in support of Plaintiff’s Joint Motion to
 8 Amend the Case Management Conference Order (Dkt. No. 124).

9 2. Since receipt of this Court’s October 20, 2015 Order, Plaintiff has been diligent in
 10 the pursuit of necessary discovery from Defendant’s twenty-five (25) non-party vendors.
 11 This has included various meet and confer conferences with counsel for all twenty-five
 12 (25) non-party vendors, opposing two motions to quash filed in the Northern District of
 13 Illinois (see Case No. 1:15-cv-07754) and the Southern District of Indiana (see Case No.
 14 3:13-cv-1845)¹ and five motions to enforce subpoenas filed in the Southern District of
 15 Texas (see Case No. 4:15-mc-01378), the District of Massachusetts (Boston) (see Case
 16 No. 1:15-mc-91370-DJC and Case No. 1:15-mc-91375-FDS), the Northern District of
 17 Ohio (see Case No. 3:13-cv-1845 JLS BLM) and the District of New Hampshire (see
 18 Case No. 1:16-mc-00010). On October 2, 2014, this Court granted the parties’ Joint
 19 Motion for Plaintiff to File a First Amended Complaint. (Dkt. No. 46.) Plaintiff’s First
 20 Amended Complaint was thereafter filed on October 2, 2014. (Dkt. No. 47.) The First
 21 Amended Complaint added the Defendants GC Services Limited Partnership, National
 22 Enterprise Systems, Inc. and Navient Solutions, Inc., those identified by Defendant USA
 23 Funds as having been hired to collect from Plaintiff. On or around October 6, 2014, the
 24 Amended Complaint was served on the newly added Defendants, along with
 25 simultaneously served interrogatories and requests for production.

26 3. On December 21, 2015, Plaintiff served Plaintiff’s Notice of Deposition of

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 28 ¹ The matter was subsequently transferred to the Southern District of California (see Case
 No. 3:15-cv-022-JLS-BLM).

1 Defendant's Fed. R. Civ. Proc. 30(b) witness. Plaintiff noticed the deposition for January
2 28, 2016.

3 4. On December 21, 2015, Plaintiff also issued, and thereafter served, a Subpoena for
4 Navient Solutions, Inc. to Testify at a Deposition. This deposition was noticed for
5 February 4, 2016.

6 5. Plaintiff's counsel intended for the depositions to take place after receipt of
7 discovery from all non-party vendors and after rulings from the various jurisdictions in
8 which motions regarding Plaintiff's subpoenas were pending. It was also anticipated by
9 Plaintiff's counsel for the depositions to take place with sufficient time to receive
10 transcripts and finalize Plaintiff's motion for class certification.

11 6. However, the witnesses were not available on the noticed dates, and the parties
12 then negotiated a new schedule. The parties took into account the availability of the
13 witnesses, the counsel involved and the necessary travel; both of the depositions will take
14 place in Indiana.. Thus, Plaintiff's counsel has confirmed availability for February 23
15 and March 8 for the two depositions to take place.

16 I declare under penalty of perjury under the laws of the United States that the
17 foregoing is true and correct.

18 Executed on this 9th day of February, 2016 in San Diego, California.

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20 By: /s/ Alexis M. Wood
21 ALEXIS M. WOOD
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